

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

MICHAEL G. CUMMINGS,

CASE NO. 01-2050-CIV-KING

Plaintiff,

v.

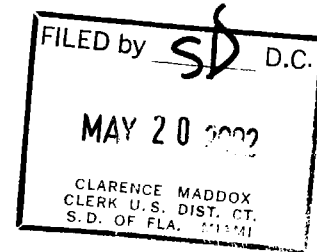
UNUMPROVIDENT CORPORATION and  
UNUM LIFE INSURANCE  
COMPANY OF AMERICA,

Defendants,

v.

BAPTIST HEALTH SOUTH FLORIDA, INC.,

Intervenor.



**ORDER GRANTING THIRD-PARTY  
BAPTIST HEALTH SOUTH FLORIDA'S MOTION TO INTERVENE**

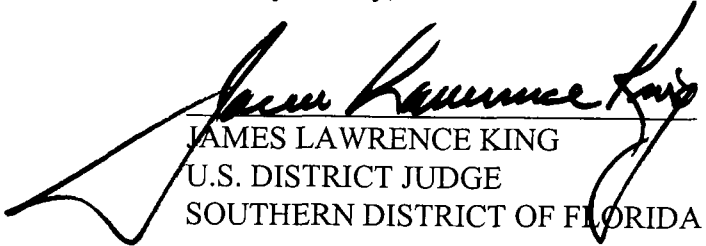
THIS CAUSE is before the Court on Baptist Health South Florida, Inc.'s ("Baptist") Motion to Intervene filed April 15, 2002. Plaintiff filed a Response on April 29, 2002. Baptist filed a Reply on May 9, 2002. Baptist seeks to intervene for the limited purpose of litigating whether the long term disability plan at issue in this case, for which Baptist is the plan sponsor, comes within the "church-plan exception" to coverage by ERISA. After a careful review of the record and the Court being otherwise fully advised, it is

ORDERED and ADJUDGED that Baptist Health South Florida, Inc.'s Motion to Intervene be, and the same is hereby, GRANTED. It is further

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ORDERED and ADJUDGED that Baptist Health South Florida, Inc. shall have until May 27, 2002, to file a Motion to Dismiss Plaintiff's Second Amended Complaint addressing the church-plan exception.

DONE and ORDERED in chambers at the James Lawrence King Federal Justice Building and United States Courthouse, Miami, Florida, this 16th day of May, 2002.



JAMES LAWRENCE KING  
U.S. DISTRICT JUDGE  
SOUTHERN DISTRICT OF FLORIDA

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